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**From:** Bartlett, Heather (ECY) [heba461@ECY.WA.GOV]  
**Sent:** 8/1/2018 1:10:31 AM  
**To:** Opalski, Dan [Opalski.Dan@epa.gov]  
**Subject:** RE: Bullet list per McMorris-Rodgers amendment

We haven't been able to discuss directly yet and I'm in Spokane tomorrow touring the Kaiser site.

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**From:** Opalski, Dan [mailto:Opalski.Dan@epa.gov]  
**Sent:** Tuesday, July 31, 2018 1:59 PM  
**To:** Bartlett, Heather (ECY) <heba461@ECY.WA.GOV>  
**Subject:** RE: Bullet list per McMorris-Rodgers amendment

Thanks for sharing, Heather. Very helpful to see. I believe Angela is trying to reach you (or maybe she already has?) on some related developments.

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**From:** Bartlett, Heather (ECY) [mailto:heba461@ECY.WA.GOV]  
**Sent:** Monday, July 30, 2018 3:31 PM  
**To:** Opalski, Dan <Opalski.Dan@epa.gov>  
**Subject:** Fwd: Bullet list per McMorris-Rodgers amendment

Hi Dan,

I wanted to make sure you had our bullet list of concerns as I know Chris and Maia haven't had a chance to connect in last handful of days on this but I understand Chris is interested.

Please let me know if you have questions or want to discuss. Thanks. Heather

Heather Bartlett  
Washington Department of Ecology  
Water Quality Program Manager  
Sent from my iPhone

Begin forwarded message:

**From:** <heba461@ECY.WA.GOV>  
**Date:** July 26, 2018 at 2:21:47 PM PDT  
**To:** Robert Duff <robert.duff@gov.wa.gov>, Sharlett Mena <sharlett.mena@gov.wa.gov>  
**Cc:** Maia Bellon <maib461@ECY.WA.GOV>, "Denise Clifford (ECY)" <decl461@ECY.WA.GOV>  
**Subject:** Bullet list per McMorris-Rodgers amendment

Good afternoon Sharlett and Rob,

Maia wanted to be sure you had a bullet list for reference pursuant to above amendment since more discussions may come.

1. The Clean Water Act will still apply in our state and Washington required to implement the water quality standards per our delegated authority.

2. This Act will prevent EPA from working with us on the variance work we envision to come in the Spokane R. to meet water quality standards. Specifically City of Spokane has already suggested they may be seeking a discharger specific variance. EPA ultimately would need to approve this in order to be valid and effective.
3. The Amendment would hurt us – financially –not being able to use our federal Performance Partnership Grant money to implement the new standards (new permits, variance, toxic reduction efforts in Spokane).
  - a. Our federal Performance Partnership Grant (\$6.5 million) – This funds Washington State staff that are implementing our federal requirements under the Clean Water Act. Specifically we use this money to develop our water quality standards and tools to implement the standards, our water quality assessment (303d-polluted waters list) and to plan and coordinate water cleanup efforts. All three of these federally required activities will need to address the new federal criteria. Not being able to use this federal funding to meet our federal obligations will put a significant and unnecessary burden on our state resources.
  - b. Our federal State Revolving Fund \$50.4 million – This funding for local wastewater treatment facilities to help them upgrade to meet new permit requirements. This is critical for a number of publically owned wastewater treatment plants as they assess how to meet these new federal criteria. In the Spokane area there are 3 public facilities that will need access to this fund. We anticipate many other POTWs will need access to this funding as they face the challenges of implementing this new criteria.
4. It might also hamper EPA work on toxics permits in Idaho. If EPA is still issuing permits in Idaho then they will not be able to spend resources addressing our downstream WQ Standards (not sure whether Idaho got their delegation).
  - a. If Idaho is issuing permits then we need EPA to serve as mediator under CWA – to make sure the Idaho permits meet our downstream water quality standards; this amendment would prevent EPA from seeking harmony or consistency and protection for Washington waters.

Let me know if I can answer any follow-up. Thanks. Heather

Heather Bartlett  
Washington Department of Ecology  
Water Quality Program Manager  
Sent from my iPhone